



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/719,841	11/24/2003	Gabriel J. Farkas		3657

7590 12/15/2005  
GABRIEL J. FARKAS  
9843 Forbes Ave  
NORTHRIDGE, CA 91343-1700

EXAMINER

ARNOLD, ERNST V

ART UNIT	PAPER NUMBER
----------	--------------

1616

DATE MAILED: 12/15/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

# Notice of Non-Compliant Amendment (37 CFR 1.121)

Application No.

Applicant(s)

Examiner

Art Unit

— The MAILING DATE of this communication appears on the cover sheet with the correspondence address —

The amendment document filed on 11/21/05 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

## THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- ☐ 1. Amendments to the specification:
- ☐ A. Amended paragraph(s) do not include markings.
  - ☐ B. New paragraph(s) should not be underlined.
  - ☐ C. Other \_\_\_\_\_.
- ☒ 2. Abstract:
- ☒ A. Not presented on a separate sheet. 37 CFR 1.72.
  - ☐ B. Other \_\_\_\_\_.
- ☐ 3. Amendments to the drawings:
- ☐ A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
  - ☐ B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
  - ☐ C. Other \_\_\_\_\_.
- ☒ 4. Amendments to the claims:
- ☐ A. A complete listing of all of the claims is not present.
  - ☐ B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
  - ☐ C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
  - ☐ D. The claims of this amendment paper have not been presented in ascending numerical order.
  - ☒ E. Other: See attachment and 37 CFR 1.121  
Claim should be submitted on separate page.
- ☐ 5. The amendment is unsigned or not signed in accordance with 37 CFR 1.4.

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officelflyer.pdf>.

## TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment or an amendment filed after allowance. If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted within the time period set forth in the final Office action.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121 or 1.4, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a *Quayle* action.

**Extensions of time** are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action.

**Failure to timely respond** to this notice will result in:

**Abandonment** of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a *Quayle* action; or

**Non-entry** of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

Dyrene Patterson  
Legal Instruments Examiner (LIE)

571-272-0544  
Telephone No.

Claim Objections

Claims 1-4 are objected to because of the following informalities: a claim has a single period at the end of the claim. Rephrase the claims into the proper format. Appropriate correction is requested.

Please recall all claims (1-4) of record and please substitute new claims (1-2) as follows:

What is claimed is:

claims 1-4 (cancelled).

5 (New) 1. A chemical composition for use in rapid detoxification of toxic formaldehyde vapors and absorption of hydrogen sulfide from incidental releases of unused or spent formaldehyde solutions of various concentrations, comprising tris(hydroxymethyl) aminomethane, urea, and beta-cyclodextrin.

6 (New) 2. The composition of claim 1, which further comprises reduced glutathione, for a potential enzymatic defense against formaldehyde in oral buccal tissue specimens and oral epithelial cell lines.

Remarks

By the above amendment, Applicant have made all appropriate corrections and have rewritten the abstract of disclosure. Applicant have made all appropriate corrections and have rewritten all claims to define the invention more particularly and distinctly so as overcome the technical rejections and define the invention patentably by over the prior art.

The Objection To The Claim Rejections Under U.S.C 102

Claim 1 is rejected under 35 U.S.C. 102(b) as being anticipated by Derwent Abstract Acc-No. 1982-97101 E.

Applicant requests reconsideration of this rejection for the following reasons:

- 1) The reference is from a very different technical field than that of the invention, that is, it is "nonanalogous art".

The Derwent Abstract teaches a composition of cold storage medium used directly for diluting and freezing thawed bull sperms in sterile aqueous conditions, for increasing the sperms fertilizing activity after thawing.

should read

claims

claims 1-4 (cancelled)

\* New claim 1+2 should read  
claim 5 (new) + Text  
claim 6 (new) + Text